

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

UNITED STATES OF AMERICA,                     )  
   )  
                  Plaintiff,                         )  
   )  
                  v.                                 ) No. 4:11CR534 CDP NAB  
   )  
ERIK GALLEGOS,                                 )  
   )  
                  Defendant.                     )

**ORDER AND SPEEDY TRIAL FINDING**

This matter is before the Court on Defendant's Motion for an Extension of Time to File Pretrial Motions [[Doc. #67](#)] filed on January 6, 2012. In support of the Motion Defendant stated that Counsel has not yet received or reviewed discovery with Defendant.

Defendant requested that the pretrial motion deadline previously set for January 6, 2012 be.

**Speedy Trial Finding:** For the reasons set out in Defendant's motion, the Court finds that to deny Defendant's request for such additional time would deny counsel for Defendant the reasonable time necessary for effective investigation and preparation of pretrial motions, taking into account the exercise of due diligence, and that the ends of justice served by granting Defendant's request for additional time outweigh the best interest of the public and Defendant in a speedy trial, and therefore, the time granted to Defendant to investigate and properly prepare pretrial motions, or a waiver thereof, is excluded from computation of Defendant's right to a speedy trial pursuant to 18 U.S.C. §§ 3161(c)(1) and 3161(h)(7).

**IT IS HEREBY ORDERED** that Defendant's Motion for an Extension of Time to File Pretrial Motions [[Doc. #67](#)] is **GRANTED**. Defendant shall have to and including **January 20,**

**2012** to file any pretrial motions or waiver of motions. The government shall have until **January 27, 2012** to respond.

**IT IS FURTHER ORDERED** that the evidentiary hearing set for **January 20, 2012** shall be continued until **February 8, 2012 at 10:00 a.m.**

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/s/ Nannette A. Baker  
NANNETTE A. BAKER  
UNITED STATES MAGISTRATE JUDGE

Dated this 9<sup>th</sup> day of January, 2012.